IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL

Writ Petition No. 1464 of 2004

Bhupendra Singh,
S/o Madan Pal,
R/o Ward no. 5 Behind Block,
Gadarpur,
District – Udham Singh Nagar.

.....Petitioner

Versus

1. State of U.P. through Secretary (Education) Dehradun.
2. District Basic Shiksha Adhikari, Udham Singh Nagar.

....Opposite Parties.

Hon'ble M.M. Ghildiyal, J.

Heard Sri Anil Bisht learned counsel for the petitioner and learned Standing Counsel, who was accepted notices on behalf of respondents.

Learned counsel for both the parties are agreed that the writ petition may be decided at its admission stage itself.

By means of this petition, the petitioner has prayed to issue a writ in the nature of Mandamus directing the respondents to permit him to appear in the written examination in pursuance of the advertisement dated 17.2.2004.

Learned counsel for the petitioner has submitted that petitioner has passed Adeeb-e-Kamil, which is equivalent to graduation from Jamia Urdu, Aligarh in the year 1998 and he has

also passed Muallim-e-Urdu in the year 1999 from Jamia Urdu Aligarh, which is equivalent to BTC Urdu.

The contention of the petitioner is that he has passed Adeeb-e-Kamil, which is equivalent to graduation from Jamia Urdu, Aligarh in the year 1999 and Muallim-e-Urdu in the year 2000 from Jamia Urdu Aligarh, which is equivalent to BTC Urdu however, the respondents have not considered his candidature.

Learned Standing Counsel has submitted that degree of Adeeb-e-Kamil, which is equivalent to graduation from Jamia Urdu, Aligarh was recognized by the State Government till 1997 and the said course is not recognized after 1997.

In case the petitioner satisfies the Authorities concerned, by proceeding relevant G.O. that the degree which he has obtained in the year 1999 was recognized at the relevant time he shall be permitted to appear in the examination.

With this observation the writ petition is disposed of.

(M.M. Ghildiyal, J)

December 15, 2004
S.K.Sharma

Writ petition No. 1464 (SS) of 2004

Hon'ble M.M. Ghildiyal, J

Correction Application No. 131 of 2005

Heard learned counsel for the parties.

Correction application is allowed.

Let the necessary correction be made accordingly.

11.02.2005 **(M.M. Ghildiyal, J.)**

S.K.S